**THE HON'BLE SRI JUSTICE C.V.RAMULU**

W.P.No.11567 of 1997

**ORAL ORDER:**

This writ petition is filed seeking a Mandamus directing the respondents to pay the salary for the period from 1.10.1974 to 30.7.1995 and 3.6.1995 to 15.12.1995 to the petitioner along with interest by holding the action of the respondent in not paying amounts as arbitrary and illegal.

There is no necessity of going into all the details. It appears, earlier petitioner filed W.P.No.15639 of 1995 claiming salary for the period from 3.6.1995 to 15.12.1995. The said writ petition was disposed of by this Court with the following observations:

> "When an employee submits leave application, he should comply with all requirements as provided under Regulation 30(1) of Staff Regulations 1960. The employer is not expected to grant more leaves as asked by the employee as and when required without complying with the formalities. It has to be sanctioned according to the leave rules. Leaves cannot be granted merely for sending application without complying with requirements".

Thus, the claim of the petitioner for the period from 3.6.1995 to 15.12.1995 has attained finality in the above judgment.

The present writ petition is filed by the petitioner claiming salary for the period from 1.10.1974 to 30.7.1995 and 3.6.1995 to 15.12.1995. Insofar as second spell is concerned i.e. 3.6.1995 to 15.12.1995, as noticed above, the cause itself has become infructuous. Whereas due to efflux of time, the cause insofar as first spell i.e. 1.10.1974 to 30.7.1995 is concerned, does not survive for adjudication at this length of time. The writ petition is speculative in its nature, filed after more than 20 years. The writ petition is misconceived and liable to be dismissed.

Accordingly, the writ petition is dismissed. No order as to costs.

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C.V.RAMULU, J

Date: 14.2.2007

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**THE HON'BLE SRI JUSTICE C.V.RAMULU**

W.P.No.11567 of 1997

14.2.2007

**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH**

**AT HYDERABAD**

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.11567 of 1997

Date: 14th February, 2006

Between:

S.S.Rajan

.. Petitioner

And

The Senior Divisional Manager,
Life Insurance Corporation of India,
Divisional Office, Hyderabad.

.. Respondent